

**POWER OF ATTORNEY BY ASSIGNEE**  
(Not Accompanying Application)

To the Commissioner of Patents and Trademarks:

The undersigned assignee of the entire interest in application for letters patent entitled: Fourier Transform Mass Spectrometry of Complex Biological Samples

and having the named inventor: Jean-Louis H. Dasseux; Roger S. Newton; Thomas J. Rea; Charles L. Bisgaier; and Michael E. Pape Serial No. 09/735,707 filed on or about the 12<sup>th</sup> day of Decemberr, 2000, hereby appoints the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith; said appointment to be to the exclusion of the inventor(s) and his (their) attorney(s) in accordance with the provisions of 37 C.F.R. 1.32: Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Donald N. MacIntosh, Reg. No. 20,316; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Robert B. Chickering, Reg. No. 24,286; Richard F. Trecartin, Reg. No. 31,801; Steven F. Caserza, Reg. No. 29,780; Robin M. Silva, Reg. No. 38,304; Edward N. Bachand, Reg. No. 37,085; Maria S. Swiatek, Reg. No. 37,244; R. Michael Ananian, Reg. No. 35,050; Michael A. Kaufman, Reg. No. 32,998; Todd A. Lorenz, Reg. No. 39,754 provided that if any one of said attorneys ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's appointment as attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

In accordance with 37 CFR 3.73 the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Direct all telephone calls to Robin M. Silva, Esq. at (415) 781-1989.

Address all correspondence to:

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111

Assignee: Esperion Therapeutics, Inc.

By: Roger S. Newton  
TYPED NAME

Signature: Roger S. Newton

Title: PRESIDENT & CEO

Address: 2621 S. State Street, 695 KMS Place

Ann Arbor, Michigan

Date: 27 June 01

File No. A-69561-1/RMS

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FOURIER TRANSFORM MASS SPECTROMETRY OF COMPLEX BIOLOGICAL SAMPLES,  
the specification of which

(check ☐ is attached hereto.  
one)

☒ was filed on December 12, 2000 as  
Application Serial No. 09/735,707  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) |           |                        | Priority Claimed         |                          |
|------------------------------|-----------|------------------------|--------------------------|--------------------------|
| _____                        | _____     | _____                  | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes                      | No                       |
| _____                        | _____     | _____                  | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes                      | No                       |
| _____                        | _____     | _____                  | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number)                     | (Country) | (Day/Month/Year Filed) | Yes                      | No                       |

I hereby claim the benefit under Title 35, United States Code, §§119/120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                                |                      |                |
|--------------------------------|----------------------|----------------|
| <u>60/217,663</u>              | <u>July 10, 2000</u> | <u>Pending</u> |
| (Application Serial No.)       | (Filing Date)        | (Status)       |
| (patented, pending, abandoned) |                      |                |
| _____                          | _____                | _____          |
| (Application Serial No.)       | (Filing Date)        | (Status)       |
| (patented, pending, abandoned) |                      |                |

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Harold C. Hohbach, Reg. No. 17,757; Aldo J. Test, Reg. No. 18,048; Donald N. MacIntosh, Reg. No. 20,316; Edward S. Wright, Reg. No. 24,903; David J. Brezner, Reg. No. 24,774; Robert B. Chickering, Reg. No. 24,286; Richard F. Trecartin, Reg. No. 31,801; Steven F. Caserza, Reg. No. 29,780; Michael A. Kaufman, Reg. No. 32,988; Edward N. Bachand, Reg. No. 37,085; R. Michael Ananian, Reg. No. 35,050; Robin M. Silva, Reg. No. 38,304; Maria S. Swiatek, Reg. No. 37,244; Todd A. Lorenz, Reg. No. 39,754; provided that if any one of said attorneys ceases being affiliated with the law firm of Flehr Hohbach Test Albritton & Herbert LLP as partner, employee or of counsel, such attorney's appointment as attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

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Address all correspondence to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187

File No. A-69561-1/RMS

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or  
first inventor:

Jean-Louis H. DASSEUX

Inventor's signature:

*Dasseux*

Date:

July 3<sup>rd</sup>, 2001

Residence:

Brighton, Michigan

Citizenship:

French

Post Office Address:

7898 Huron Oak Drive, Brighton, Michigan 48116

Full name of second joint  
inventor, if any:

Roger S. NEWTON

Inventor's signature:

*Roger S. Newton*

Date:

27 June '01

Residence:

Ann Arbor, Michigan

Citizenship:

United States of America

Post Office Address:

1425 Bardstown Trail, Ann Arbor, Michigan 48105

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

Full name of third joint  
inventor, if any:

Thomas J. REA

Inventor's signature:

*Thomas J. Rea*

Date:

Residence:

Pinckney, Michigan

Citizenship:

United States of America

Post Office Address:

10080 Stinchfield Woods Road, Pinckney, Michigan 48169

Full name of fourth joint  
inventor, if any:

Charles L. BISGAIER

Inventor's signature:

*Charles L. Bisgaier*  
6/25/2001

Date:

Residence:

Ann Arbor, Michigan

Citizenship:

United States of America

Post Office Address:

3605 Tanglewood Drive, Ann Arbor, Michigan 48105

Full name of fifth joint  
inventor, if any:

Michael E. PAPE

Inventor's signature:

*Michael E. Pape*

Date:

6/26/01

Residence:

Ann Arbor, Michigan

Citizenship:

United States of America

Post Office Address:

3920 Highlander Way, Ann Arbor, Michigan 48108